

PRESENT

Don Dafoe
 Wesley J. Bloomfield
 Gayle Bunker
 Robert Dekker
 Robert Droubay
 Rex T. Harris

Mayor
 Council Member
 Council Member
 Council Member
 Council Member
 Council Member

ABSENT

Richard Waddingham

City Attorney

OTHERS PRESENT

Dorothy Jeffery
 Neil Forster
 Ken Rand
 Bill Morgan
 Ann Morgan
 Jerry Knudsen
 Lynda Knudsen
 Mark Panhorst
 Ken Lebbon
 Wayne Jones
 Virginia Jones
 Cindy Lowe
 Dennis A. Johnson
 David Jones
 Randy Johnson
 Jason Peterson
 Craig Young
 Mike Bettis
 Elliott C. Stumph
 Wayne S. Andrews
 Earl Andrews
 Larry Evans
 Corinne Evans
 Larry Knudsen
 Claudia Knudsen
 Michelle Nielsen
 Curtis Turner
 Stacey Nielsen
 Joe Myers
 Con Holm
 Gordon Shipley
 Erick Gillen
 Vicki S. Gillen

City Recorder
 Public Works Director
Chronicle/Progress
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Boy Scout
 Boy Scout
 Boy Scout
 Delta City Resident
 Delta City Resident
 Delta City Resident
 Central Utah Gas Co.
 Central Utah Gas Co.
 Central Utah Gas Co.
 Central Utah Gas Co.
 Delta City Resident
 Delta City Resident
 West Millard Rodeo Club
 West Millard Rodeo Club
 West Millard Rodeo Club
 West Millard Rodeo Club
 Tumurru Trades, Inc.
 Intermountain Power Agency
 Delta City Resident
 Delta City Resident

REGULAR CITY COUNCIL MEETING
JULY 9, 1990

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Mayor Dafoe called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

There were no minutes presented at this meeting.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which has been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Robert Droubay MOVED that the accounts payable be approved for payment as listed in the amount of \$22,189.93. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Following brief discussion, Council Member Gayle Bunker MOVED to authorize payment to Day-Leavitt Insurance Agency for Delta City's 1990 insurance policies in the amount of \$40,782.22. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OLD BUSINESS

MAYOR DON DAFOE: PROPOSED ORDINANCE GRANTING TO CENTRAL UTAH GAS COMPANY, ITS SUCCESSORS OR ASSIGNS, AN EXCLUSIVE FRANCHISE FOR THE CONSTRUCTION AND OPERATION OF A GAS DISTRIBUTING SYSTEM FOR A MINIMUM TERM OF FIFTY YEARS, AND FIXING AND PRESCRIBING CONDITIONS AND TERMS THEREOF

Mayor Dafoe welcomed Wayne and Earl Andrews of Central Utah Gas Company and asked them to address the Council.

Mr. Wayne Andrews first addressed the Council and explained various stages of development for a gas distributing system which is to service Juab, Millard and Beaver Counties. Mr. Andrews said that once a franchise is approved by Delta City, an application can then be submitted to the Public Service Commission for their approval.

A proposed ordinance granting to Central Utah Gas Company, an exclusive franchise for the construction and operation of a gas distribution system for a minimum term of fifty years was discussed in detail. The Council was reluctant to grant an exclusive

franchise. However, following further discussion, Council Member Wesley Bloomfield MOVED to approve a non-exclusive franchise to Central Utah Gas Company, in principle, subject to Attorney Waddingham's final approval of the ordinance. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Wesley Bloomfield	Yes
Council Member Gayle Bunker	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Rex Harris	Yes

NEW BUSINESS

AL PITZER, INTERMOUNTAIN POWER AGENCY: EXTENSION FOR CLEAN-UP OF WHITE SAGE APARTMENT PROPERTY AREA

Mayor Dafoe said that he talked with Al Pitzer, Intermountain Power Agency (IPA), and Mr. Pitzer said that Richard Holm, Tumurru Trades, Inc., had not yet given IPA a Letter of Credit regarding the White Sage Apartment property. Mayor Dafoe told Mr. Pitzer that there is heavy equipment out at the White Sage Apartment Area. Mr. Pitzer said that he had informed Richard Holm that they were not to proceed with the clean up until a Letter of Credit was in place.

Mayor Dafoe then reminded the Council that the agreement regarding the White Sage Apartment property is between Delta City and IPA. He said that Mr. Pitzer has asked for a 90 day extension from August 1, 1990, to complete the work necessary at the site.

Gordon Shipley, IPA, was in attendance at the meeting and discussion was held regarding the storm drains located at the White Sage Apartment property. Public Works Director Neil Forster and Gordon Shipley are to work out the details with the location of the Storm Drains.

Following discussion, Council Member Robert Droubay MOVED to grant a 90 day extension to IPA for the purpose of cleaning up the White Sage Apartment property. The motion was SECONDED by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CHUCK STEWART, MILLARD COUNTY SHERIFF'S OFFICE: MILLARD COUNTY SHERIFF'S OFFICE REPORT

Mayor Dafoe asked Chuck Stewart, Millard County Sheriff's Office, to report on the activities of the Millard County Sheriff's

Department.

Chuck Stewart reviewed with the Council activities of the Millard County Sheriff's Department that occurred within Delta City during the past month.

STACIE NIELSEN/JOE MYERS/CURTIS TURNER, WEST MILLARD RODEO CLUB:
1ST ANNUAL WEST MILLARD HIGH SCHOOL RODEO FUND RAISER

Mayor Dafoe asked Stacie Nielsen, Joe Myers and Curtis Turner, West Millard Rodeo Club Members, to address the Council.

Curtis Turner, West Millard Rodeo Club Member, invited Mayor Dafoe and the Council Members to the 1st Annual West Millard High School Rodeo fund raiser to be held Thursday, July 12, 1990, at the Millard County Fair Building and Horse Arena from 7:00 to 8:30 p.m.

Stacie Nielsen explained that the local rodeo team would display their talents, i.e., calf roping, team roping, bull dogging, barrels, pole bending, goat tying, etc. They said that there would be a buffet dinner as well as live entertainment.

Curtis Turner explained that there would be no charge for the evening, but donations would be accepted to help pay expenses for Joe Myers and Stacie Nielsen to travel to the High School National Finals Rodeo in Oklahoma. He said that proceeds would also go towards hosting the High School Rodeo to be held in Delta in September.

GARY CHURCH, PLANNING COMMISSION CHAIRMAN: PROPOSED SILVER SAGE
SUBDIVISION PRELIMINARY PLAT

Mayor Dafoe asked Planning Commission Chairman Gary Church to address the Council regarding a Preliminary Plat for the proposed Silver Sage Subdivision.

Gary Church, Planning Commission Chairman, addressed the Council and said that in a Planning Commission Meeting held June 27, 1990, Mr. Mitch Myers presented a Preliminary Plat for the proposed Silver Sage Subdivision.

Mr. Church said that Mr. Myers has met all the requirements regarding Preliminary Plats in the Delta City Subdivision Ordinance No. 80-05. Mr. Church said that the Planning Commission recommends that the City Council approve the Preliminary Plat for the Silver Sage Subdivision.

Several White Sage Subdivision residents were in attendance and voiced their concerns regarding Restrictive Covenants for the proposed Silver Sage Subdivision.

Kenneth A. Lebbon presented the following statement to the Council:

"My name is Kenneth A. Lebbon. I reside at 323 South Juniper Street, Delta, Utah.

I represent the White Sage Development Homeowners Association.

We request that the minutes of this meeting reflect our acknowledgement that the Silver Sage Subdivision, as presented, conforms to our concerns regarding access to the subdivision on building lot layout. We appreciate Mr. Myers efforts to incorporate our suggestions in his development.

We also request that the minutes of this meeting show that we remain concerned regarding the type of homes that may become a part of this development. Thank - you."

Further discussion was held; however, Mayor Dafoe reminded those in attendance that as long as Mr. Myers has met the requirements of the Zoning Ordinance and the Subdivision Ordinance he has the right to develop his property as he chooses.

Following discussion, Council Member Gayle Bunker MOVED to approve the Preliminary Plat for the Silver Sage Subdivision as presented. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: APPOINTMENT OF LIBRARY BOARD MEMBER

Mayor Dafoe asked Council Member Robert Droubay to discuss the appointment of a Library Board Member.

Council Member Robert Droubay explained that Jane Beckwith's term as a Library Board Member has expired and recommended that Janet Fredrick be appointed as a Library Board Member.

Following brief discussion, Council Member Robert Droubay MOVED to appoint Janet Fredrick as a Library Board Member. The motion was SECONDED by Council Member Rex Harris. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: HANGAR AT THE DELTA MUNICIPAL AIRPORT

Mayor Dafoe asked Public Works Director Neil Forster to discuss a proposal for a hangar at the Delta Municipal Airport.

Public Works Director Neil Forster explained that some time ago, General Service Administration (GSA) solicited Delta City for an offer for a hangar at the Delta Municipal Airport. Mr. Forster said that a Solicitation For Offer was prepared and submitted to GSA to build a hangar to house a government airplane; however, that offer was never acknowledged.

Mr. Forster said that at the time of the Solicitation For Offer, the hangar was to be funded with Sewer Capital Improvement monies. Recently, the Department of Agriculture has asked for a submittal to build a hangar at the Delta Municipal Airport. Mr. Forster said that the cost would be approximately \$35,000; however, the Sewer Capital Improvement Fund has partially been expended for the purchase of a new computer system.

Following discussion, Mayor Dafoe suggested that Mr. Forster recommend to the Department of Agriculture that they lease a piece of airport property from Delta City and construct their own hangar.

There was no further action taken.

OTHER BUSINESS

Mayor Dafoe commented on the success of the Fourth of July Celebration and commended Ron & Lorelei Draper for their organization and participation of the day.

Council Member Robert Droubay said that Erick & Vicki Gillen, Delta City residents, were present and requested time to voice a complaint.

Mayor Dafoe asked Erick Gillen to address the Council. Mr. Gillen explained that he resides at 370 South Center and that a day care center has been permitted as a licensed business next door. He said that he works shift work, which requires him to sleep in the daytime; however, he cannot sleep with the children playing, jumping, and screaming next to his bedroom window. Mr. Gillen said that he has tried to resolve the problem with his neighbor, Lynda Hare; however, the disturbance has not decreased. Mr. Gillen asked the Council for a recommendation to the problem.

The Council informed Mr. Gillen that a Conditional Use Permit was issued to Lynda Hare for a day care with the condition that she meet all Federal and State requirements for her day care. The Council suggested that Mr. Gillen voice his concerns to the Social Services Office and review their requirements for a day care.

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Rex Harris MOVED to adjourn. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion


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passed unanimously. Mayor Dafoe declared the meeting adjourned at 9:10 p.m.



DON DAFOE, Mayor



DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 8-13-90